

parts should differ in opinion, then by the said *Experts* and such third *Expert* as may by them be appointed for that purpose, or any two of them, the value of the said Lot of Land and Beach for the purpose of such commutation as aforesaid, shall be *definitively* ascertained and determined. Now Know Ye, that to the end that the said Petitioner may have the benefit of such commutation, and for the purpose of ascertaining the value of the said Lot of Land and Beach in that behalf, I have nominated and appointed, and by these Presents do nominate and appoint William Phillips, of the City of Quebec, Esquire, to be an *Expert* on behalf of His Majesty, for ascertaining and determining in conjunction with the said Robert Wood the value of the said Lot of Land and Beach, and in case the said William Phillips and the said Robert Wood shall differ in opinion respecting such value, I do on behalf of His Majesty authorize and empower them to name a third *Expert*, by whom, in conjunction with the said William Phillips and the said Robert Wood, or by any two of which three *Experts* the value of the said Lot of Land and Beach shall be *definitively* ascertained and determined.

Given under my Hand and Seal at Arms, at the Castle of Saint Lewis, in the City of Quebec, in the said Province of Lower Canada, the seventh day of October, in the year of our Lord one thousand eight hundred and thirty five, and in the sixth year of Her Majesty's Reign.

By His Excellency's Command.

D. DALY, Secy.

D.

INSTRUMENT appointing Wm. Phillips, Esquire, an *Expert* on behalf of the Crown, to value certain Property (the Land above high water mark,) at *L'Ance-des-Mères*, belonging to John Fraser, Esquire.

Province of }
Lower Canada. }

GOSFORD.

By His Excellency The Right Honorable Archibald Earl of Gosford, Baron Worlingham, of Beccles, in the County of Suffolk, Captain General and Governor in Chief in and over the Provinces of Upper Canada and Lower Canada, Vice Admiral of the same, and one of His Majesty's most Honorable Privy Council, &c. &c. &c.

To all whom these presents shall come or whom the same may in any wise concern—GREETING.

FIAT.

Recorded in the Registrar's Office of the records at Quebec, 7th day of October, 1835, in the fourteenth Register of Letters Patent and Commissions—Folio 320.

D. DALY, Reg.

WHEREAS John Fraser of the City of Quebec, in the County and District of Quebec, Merchant, by his Petition to me in this behalf hath represented that he holds of His Majesty à titre de cens a certain Lot of Land and Beach in the neighbourhood of the City of Quebec, at the place called *L'Ance-des-Mères*, in the Province of Lower Canada, to wit, all that Lot of Land and Beach in the neighbourhood of the City of Quebec, at the place called *L'Ance-des-Mères*, from high water mark to within three feet from the ridge of the Cape, below that part of the ridge in which cattle may pasture, consisting of nine arpents and a half or thereabouts in front, between the land of the Honorable Henry Caldwell on one side and that of the Hotel Dieu on the other, of which said Lot of Land and Beach he the said John Fraser is seized as the true and lawful owner thereof, with power legally to alienate the same, and being desirous of holding the said Lot of Land and Beach in Free and Common Socage, hath prayed in pursuance of the Statute in such case made and provided, that he may receive from His Majesty a fresh grant thereof to be holden in Free and Common Socage, in like manner as Lands are now holden in Free and Common Socage in Great Britain called England, subject nevertheless to the payment to His Majesty by the said Petitioner of such sum or sums of money as and for a Commutation for the lines and other dues which are and would be payable to His Majesty by reason of the tenure under which the said Lot of Land and Beach is now held as aforesaid, and to such conditions as to His Majesty or the Governor, Lieutenant Governor or person administering the Government of this Province shall deem just and reasonable. And whereas for determining the sum of money to be paid as and for the Commutation aforesaid, it has been thought expedient that the value of the said Lands and tenements be ascertained and determined by *Experts*, to be nominated and appointed as well by the said Petitioner as on behalf of His Majesty. And whereas the said Petitioner hath by an Instrument in writing executed before Gluckemeyer and another